

CHARGE: Cielo Celeste brand. 402(b)(1)—when shipped and while held for sale, valuable constituents of the article, namely, peanut oil and olive oil, had been in part omitted; and 402(b)(2)—artificially flavored corn oil and from 5 to 10 percent olive oil had been substituted for a mixture of 75 percent peanut and corn oils and 25 percent olive oil, which said food was represented to be.

Casa Reale brand. 402(b)(1)—while held for sale, the valuable constituent of the article, namely, olive oil, had been in part omitted; 402(b)(2) artificially flavored corn oil had been substituted for olive oil; 403(a)—statement on the label of the article, namely, "100% Pure Imported Olive Oil" was false and misleading when applied to a product that consisted of artificially flavored corn oil and 5 percent olive oil; and 403(k)—the article contained artificial flavoring, and it failed to bear labeling stating that fact.

PLEA: Guilty.

DISPOSITION: 10-31-58. Jail sentence of 60 days.

25237. Table and cooking oil. (F.D.C. No. 41853. S. No. 7-522 P.)

QUANTITY: 50 cases, 6 1-gal. cans each, at Boston, Mass.

SHIPPED: 4-18-58, from Decatur, Ill.

RESULTS OF INVESTIGATION: The article was manufactured from soybean oil shipped in interstate commerce, as described above, and thereafter placed in 1-gal. cans labeled "Imperiale Brand * * * Family Oil Contains Choice Vegetable and Virgin Olive Oil Packed by Imperiale Olive Oil Co., Boston, Mass." by the consignee Catania-Spagna Corp. An examination revealed that the article was soybean oil with little or no olive oil.

LIBELED: 6-3-58, Dist. Mass.

CHARGE: 402(b)(1)—while held for sale, a valuable constituent, olive oil, had been in whole or in part omitted from the article; 403(a)—the label statement "Contains Vegetable and Virgin Olive Oil" was false and misleading and 403(i)(2)—the label failed to bear the common or usual name of each ingredient of the article.

DISPOSITION: 7-21-58. Consent—claimed by Catania-Spagna Corp., Boston, Mass., and relabeled.

25238. Table and cooking oil. (F.D.C. No. 41844. S. No. 7-454 P.)

QUANTITY: 12 cases, 6 1-gal. cans each, at Boston, Mass., in possession of Joseph Verdi Co.

LABEL IN PART: (Can) "Joseph Verdi Brand * * * Oil Consisting of 75% Domestic Vegetable Oil and 25% Olive Oil * * * Packed by Joseph Verdi Company, Boston, Mass."

RESULTS OF INVESTIGATION: The article was manufactured from ingredients received in interstate commerce. On 2-18-58, the article was packed by California Olive Oil Co., Inc., Boston, Mass., into cans supplied by Joseph Verdi Co. Examination showed the article to be cottonseed oil with little or no olive oil.

LIBELED: 5-27-58, Dist. Mass.